Incidents of sexual assault on children

909. SHRI RAJKUMAR DHOOT: Will the Minister of HOME AFFAIRS be pleased to state:

(a) whether it is a fact that the incidents of sexual assault on children upto the age of 10 years have increased over the years;

(b) the number of such incidents in different States during the last three years and the number of children killed after sexual assault;

(c) whether Government carried out any survey or study to find out the psychology leading to such crimes to prevent such a tendency;

(d) if so, the details thereof and if not, the reasons therefor; and

(e) the steps being taken to effectively stop the incidents of sexual assault on children?

THE MINISTER OF STATE IN THE MINISTRY OF HOME AFFAIRS (SHRI MANIKRAO GAVIT): (a) Information on incidents of sexual assault on children is not maintained centrally. As per statistics compiled by the National Crime Records Bureau, a total of 532, 557 and 512 children upto the age of 10 years became victims of rape during the year 2004, 2005 and 2006 respectively thereby showing a mixed trend.

(b) States/UT- wise, details of victims of rape and murder upto 10 yeas of age during 2004 to 2006 are given in Statement (See below).

(c) and (d) No, Sir.

(e) Under the Seventh Schedule to the Constitution, 'Police' and 'Public Order' are State subjects, hence the primary responsibility of prevention, detention, registration, investigation and prosecution of crimes, including crime against children lies with the State Governments, however, the Ministry of Home Affairs (MHA), from time-to-time has been issuing advisories to all the State Governments and UT Administrations to give more focused attention to the administration of criminal justice system with emphasis on prevention and control of crimes, especially against children. Besides, the need to sensitize and train police officials at all levels has also been emphasized.

Statement

Number of victims of murder upto 10 *years of age*

Sl.No.	Name of the State	2004	2005	2006*
1	2	3	4	5
1.	Andhra Pradesh	35	38	28
2.	Arunachal Pradesh	0	0	0
3.	Assam	1	0	0
4..	Bihar	4	14	3
5.	Chhattisgarh	20	11	12
6.	Goa	1	3	0
7.	Gujarat	84	70	80
8.	Haryana	0	9	0
9.	Himachal Pradesh	3	6	4
10.	Jammu & Kashmir	1	4	2
11.	Jharkhand	7	5	12
12.	Karnataka	47	39	58
13.	Kerala	40	54	65

1	2	3	4	5
14.	Madhya Pradesh	8	35	48
15.	Maharashtra	125	154	159
16.	Manipur	0	1	0
17.	Meghalaya	0	3	2
18.	Mizoram	0	0	0
19.	Nagaland	0	0	4
20.	Orissa	2	3	3
21.	Punjab	23	11	10
22.	Rajasthan	8	21	30
23.	Sikkim	3	0	0
24.	Tamil Nadu	66	54	48
25.	Tripura	0	1	1
26.	Uttar Pradesh	116	44	34
27.	Uttaranchal	4	4	2
28.	West Bengal	1	0	1
	TOTAL STATES	599	584	606
29.	A&N Islands	1	1	1
30.	Chandigarh	2	3	1
31.	D&N Haveli	2	1	2
32.	Daman & Diu	0	0	30
33.	Delhi UT	34	17	0
34.	Lakshadweep	0	0	0
35.	Pondicherry	1	0	0
	TOTAL UT	40	22	34
	ALL INDIA TOTAL	639	606	640

(SOURCE: Crime in India) ♦Provisional data

Statement

Number of victims of rape upto 10 *years of age*

Sl.No.	Name of the State	2004	2005	2006*
1	2	3	4	5
1.	Andhra Pradesh	55	32	46
2.	Arunachal Pradesh	2	3	0
3.	Assam	7	19	8
4.	Bihar	0	0	0
5.	Chhattisgarh	14	15	28
6.	Goa	8	4	1
7.	Gujarat	12	18	20
8.	Haryana	2	0	1
9.	Himachal Pradesh	4	11	6
10.	Jammu & Kashmir	2	1	0
11.	Jharkhand	0	6	2
12.	Karnataka	15	14	23
13.	Kerala	19	30	35
14.	Madhya Pradesh	92	102	23
15.	Maharashtra	85	85	83

1	2	3	4	5
16.	Manipur	4	3	6
17.	Meghalaya	3	9	14
18.	Mizoram	0	0	7
19.	Nagaland	1	3	6
20.	Orissa	27	18	23
21.	Punjab	7	9	14
22.	Rajasthan	10	21	34
23.	Sikkim	0	4	8
24.	Tamil Nadu	34	29	23
25.	Tripura	7	3	0
26.	Uttar Pradesh	53	44	18
27.	Uttaranchal	2	3	1
28.	West Bengal	2	3	2
	TOTAL STATES	467	489	432
29.	A&N Islands	0	0	2
30.	Chandigarh	5	7	3
31.	D&N Haveli	0	0	2
32.	Daman & Diu	0	0	1
33.	Delhi UT	60	60	70
34.	Lakshadweep	0	0	0
35.	Pondicherry	0	1	2
	TOTAL UT	65	68	80
	ALL INDIA TOTAL	532	557	512

(SOURCE: Crime in India)
*Provisional date

Liberalized arrest and bail procedure

910. SHRIMATI SHOBHANA BHARTIA: Will the Minister of HOME AFFAIRS be pleased to state:

(a) whether the Ministry of Draft National Policy on Criminal Justice proposes that arrests should be restricted and the bail procedure liberalized to avoid short term imprisonment and to check the rising prison population in prisons in the country;

(b) whether Supreme Court in April, 2007 summoned Home Secretaries of 10 States after taking serious note of the States not heeding its repeated orders asking for release of thousands of lifers languishing in jail despite spending more than 14 years behind bars;

(c) the steps State Governments are considering to take; and

(d) by what time a final decision for introducing legislation would be considered?

THE MINISTER OF STATE IN THE MINISTRY OF HOME AFFAIRS (SHRIMATI V. RADHIKA SELVI): (a) A Committee constituted under the Chairmanship of Prof. Madhawa Menon, in its Report on Draft National Policy on Criminal Justice submitted to the Government, has *inter alia,* suggested that it is important to restrict arrests perhaps with warrant only and that bail, being a legal right, has to be liberally granted unless it is shown that it will be prejudicial to the search for truth or to the administration of justice.